

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	LUDMERER, Steven W. et al.	Confirmation No.:	9691
Serial No.:	10/577,893	Case No.:	21564YP
Art Unit:			TBA
Filed:	01 May 2006	Examiner:	TBA
For:	HCV REPLICONS CONTAINING NS5B FROM GENOTYPE 2B		

Mail Stop: Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Petition to Withdraw the Holding of Abandonment

Sir:

This communication is in response to the Notice of Abandonment Under 37 CFR §1.53(f) or (g) (hereafter "Notice") mailed August 18, 2010 in connection with the above-identified application. The Notice contends that the application was abandoned for failure to timely or properly reply to the Notice to File Missing Parts mailed January 5, 2007. However, a response was timely filed on January 24, 2007. The response was filed via Express Mail and is shown on the Patent Application Information Retrieval system (hereafter "PAIR") as having arrived and been scanned into the system on January 26, 2007.

A copy of each of the following documents are included with this submission:

- (1) the documents originally filed on January 24, 2007 in response to the Notice to File Missing Parts ;
- (2) the Image File Wrapper entry in the PAIR system (printed on August 20, 2010) showing the January 26, 2007 entry of the filed Amendment, and
- (3) a return copy of the Notice of Abandonment mailed August 18, 2010.

Conclusion

It is believed that the Notice of Abandonment was sent in error. Applicants request a withdrawal of the holding if abandonment.

Authorization

No fee is believed to be due. However, the Commissioner is hereby authorized to charge any fees which may be required for consideration of this Petition to deposit account 13-2755.

Respectfully submitted,

Dated: September 21, 2010

By: 

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